

**CITY COUNCIL OF THE CITY OF SAN DIEGO
THE CLOSED SESSION MEETING REPORT
FOR TUESDAY, MARCH 15, 2016
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 ‘C’ STREET
SAN DIEGO, CA 92101**

REPORTING THE RESULTS OF THE CLOSED SESSION MEETING

Only items that can be disclosed are reported out in the Open Session of the regular City Council meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Executive Assistant City Attorney Paul E. Cooper reports the results of the Closed Session meeting of March 15, 2016, as follows:

CLOSED SESSION MEETING FOR TUESDAY, MARCH 15, 2016, AT 9:00 A.M.

ROLL CALL:

Present: Mayor Faulconer, Council President Lightner, Council President Pro Tem Emerald, and Councilmembers Zapf, Gloria, Cole, Kersey, Cate, Sherman, and Alvarez.

Absent: None; all present.

CLOSED SESSION ITEMS:

Conference with Labor Negotiators pursuant to California Government Code section 54957.6:

CS-1 City Designated Management Team Representatives

DCA Assigned: Not assigned

Report: Nothing to report

Conference with Legal Counsel – existing litigation, pursuant to California Government Code section 54956.9(d)(1):

CS-2 *Carolyn Kutzke, et al. v. City of San Diego*

San Diego Superior Court Case No. 37-2015-00014564-CU-EI-CTL

Risk Management Department Claim File No. 11196

DCA Assigned: G. Spitzer

Motion: To seek appellate review

Moved: Councilmember Zapf, District 2

Seconded: Councilmember Sherman, District 7

Vote: Passed 5 to 3 with Councilmembers Cate, Sherman, and Alvarez voting “no” and Councilmember Gloria recused.

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Report: This item was reported out by Assistant City Attorney Mary Nuesca on Tuesday, March 15, 2016, at 3:02 p.m.

The City Council voted on Closed Session Item Number Two, *Carolyn Kutzke, et al. vs. City of San Diego*, San Diego Superior Court Case Number 37-2015-00014564-CU-EI-CTL, Risk Management Department Claim File Number 11196, to seek appellate review. This case arises from the denial of a land use permit application related to property in Point Loma.

REPORTED BY: /s/ Paul E. Cooper
Paul E. Cooper
Executive Assistant City Attorney